

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 1366 of 1997

For Approval and Signature:

Hon'ble MR.JUSTICE N.N.MATHUR

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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BHARATIBEN KANJIBHAI DHAVAL

Versus

BHARATKUMAR GANGARAM CHAUHAN

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Appearance:

MR SANDEEP N BHATT for Petitioner

MR PB MAJMUDAR for Respondent No. 1

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CORAM : MR.JUSTICE N.N.MATHUR

Date of decision: 05/02/98

ORAL JUDGEMENT

This Civil Revision Application has been filed against the order dated 8.8.1997 passed by the learned City Civil Judge, Court No. 13, Ahmedabad whereby the learned judge rejected the petitioner's application for amendment under Order 6 Rule 17 of the C.P.C. The trial court found that by way of amendment the petitioner wants to put a new contention and defence for which not a single word has been stated in her written statement nor

the learned advocate has asked any question to the applicant before the trial court or his witnesses. The learned judge has rejected the application by a reasoned order. I do not find any error of jurisdiction which calls for interference by this court in exercise of its power under Section 115 of C.P.C. The revision application is rejected. Rule is discharged.

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